THE STATE OF TEXAS § DOCKET #

COUNTY OF CHEROKEE § COURT:

SEARCH WARRANT
{Article 18.02(10), Texas Code of Criminal Procedure}

The State of Texas: To the Sheriff or any Peace Officer of Cherokee County, Texas, or any Peace Officer of the State of Texas:

Whereas, the affiant whose name appears on the affidavit attached hereto is a peace officer under the laws of Texas and did heretofore this day subscribe and swear to said affidavit before me (which said affidavit is here now made a part hereof for all purposes and incorporated herein as if written verbatim within the confines of this Warrant), and whereas I find that the verified facts stated by affiant in said affidavit show that affiant has probable cause for the belief he/she expresses herein and establishes existence of proper grounds for issuance of this Warrant;

Now, Therefore, you are commanded to enter the suspected place, vehicles, and premises described in said affidavit, to-wit **In the City of Jacksonville, 300 South Main, Jacksonville, TX, Cherokee County. Suspected place is constructed mainly of grey brick with a glass entry door on the west side of the building which appears to be the main entrance. Suspected place is situated on the southeast corner of Main and Rusk streets. A dedicated parking area is located on the west side. A metal door is also located on the back (east) side of suspected place.** Said suspected place, in addition to the foregoing description, also includes all other buildings, structures, places and vehicles on said premises and within the curtilage, if said premises is a residence, which are found to be under the control of the suspected party named below and in, on, or around which said suspected party may reasonably reposit or secrete property which is the object of the search requested herein.

The location of the suspected place is found by proceeding east on Hwy 79 (Rusk St) from the intersection of Rusk at Bolton streets. Proceed east of Hwy 79 until reaching the intersection of Hwy 79 and Main streets. Turn south on Main street. The suspected place is located immediately on the east side of the roadway after turning onto Main Street..

At said places you shall search for and, if same be found, seize and bring before me the property described in the affidavit, to-wit: **David Baugh (w/m 6'1" 195 lbs with brown hair and brown eyes)(D.O.B. 04-12-1943).**

Herein fail not, but have you then and there this Warrant within three days, exclusive of the day of its execution, with your return thereon, showing how you have executed same.

Issued this the 15 day of May, 2008 at 6:00 o'clock A.M. to certify which witness my hand this day.

Craig A. Fletcher
MAGISTRATE, CHEROKEE COUNTY, TEXAS

THE STATE OF TEXAS § DOCKET #

COUNTY OF **CHEROKEE** § COURT:

OFFICER'S RETURN AND INVENTORY
SEARCH WARRANT
{Article 18.02(10), Texas Code of Criminal Procedure}

BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED THE AFFIANT HEREIN, A PEACE OFFICER UNDER THE LAWS OF TEXAS, WHO, BEING DULY SWORN, ON OATH MADE THE FOLLOWING STATEMENTS:

My name is Detective **Travis cearley** and I am commissioned as a peace officer by **the City of Jacksonville, Texas.**

The attached Search Warrant came to hand on the day it was issued and it was executed on the 15 day of May, 2008, by conducting the search directed therein and by seizing during such search the following described property:

14- Cephalexin (500mg) (500ct) bottles; 51 packets-Cephalexin (500mg) (15/packet). 14- Cephalexin packets (500mg) (10/packet); 4- packets - Acetaminophen (500mg) (6/packet); 1- packet Erythromycin (250mg) (19 count); 23- packets Erythromycin (250mg) (20/pack); 2- bottles - Erythromycin (250mg) (50/bottle) unopened. 7- Amoxicillin packets (500mg) (15/packet); 1- bottle - Lidex Oint + Orabase B; 1- bottle Lorazepam (2mg) (1 tablet); 1- bottle Amoxicillin (500mg) (21ct count); 1- bottle Cephalexin (500mg) (259 count)

Affiant

SUBSCRIBED AND SWORN TO BEFORE ME BY SAID PEACE OFFICER WHOSE NAME IS SIGNED ABOVE ON THIS THE _____ DAY OF _____, **20**_____..

MAGISTRATE, CHEROKEE COUNTY, TEXAS

BERT'S PHARMACY

144 DESMOND ST
SAYRE PA 18840

May 17, 2008

TO WHOM IT MAY CONCERN:

I am aware of the "Oficer's Return and Inventory Search Warrant executed on May 15, 2008 at 300 South Main, Jacksonville, Tx., Cherokee County.
According to Travis Cearley, a commissioned peace officer of the City of Jacksonville, Texas, the contents include in their entirety:
14 bottles of 500ct. Cephalexin 500mg-a commonly used broad spectrum anti-biotic.
31 packets cephalexin 500mg-15 capsules/packet-a broad spectrum anti-biotic
14 packets cephalexin 500mg-10 capsules/packet-a broad spectrum anti-biotic
4 packets acetaminophen 500mg-6 tablets/packet-an non-RX mild to moderate pain releiver
1 packet erythromycin 250mg-19 tablet count-an anti-biotic
23 packets erythromycin 250mg-20/pack-an anti-biotic
2 bottles erythromycin 250mg -500/bottle –an anti-biotic
7 amoxicillin packets 500mg-15 capsules/packet– anti-biotic
1 Lidex ointment-a topical steroid used for irritation &/or inflammation
1 Orabase-B –a topical ointment to numb painful areas in oral mucosa
1 bottle lorazepam 2mg-1 tablet– a short-acting minor tranquilizer used to calm anxiety prior to a medical or dental procedure.
1 bottle amoxicillin 500mg-266 count– an anti-biotic
1 bottle cephalexin 500mg-259 count– an anti-biotic
All of the above would be expected to be present in a dental practice for routine use and dispensing for patients.

Sincerely,

Albert Leo Berrettini, Jr. R.Ph.
Pa. Pharmacy License # RP026911L

Phone: (570) 888-2157 *Fax: (570) 888-4482*